COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 307, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

1　　　Page 1, between the enacting clause and line 1, begin a new
2　　paragraph and insert:
3　　　"SECTION 1. IC 16-18-2-328.2 IS ADDED TO THE INDIANA
4　　CODE AS A **NEW** SECTION TO READ AS FOLLOWS
5　　[EFFECTIVE JULY 1, 2003]: **Sec. 328.2. "Sexual conduct" has the**
6　　**meaning set forth in IC 16-41-7-1.5(a).**".
7　　　Page 1, line 8, delete ""person at risk" refers" and insert "**"sexual**
8　　**conduct" means**".
9　　　　Page 1, delete lines 9 through 12.
10　　　Page 1, line 13, delete "sexual" and insert "**physical**".
11　　　Page 2, line 9, delete "person at risk" and insert "**sexual partner,**
12　　**before engaging in sexual conduct,**".
13　　　Page 2, line 10, delete "person at risk" and insert "**sexual partner**".
14　　　Page 2, between lines 11 and 12, begin a new paragraph and insert:
15　　　"**(d) A person who has engaged in sexual conduct has a duty to:**
16　　　　**(1) warn the person's sexual partner if the person believes the**
17　　　　**person carried a sexually transmitted disease at the time of**
18　　　　**the sexual conduct; and**
19　　　　**(2) advise the sexual partner to seek health care such as**
20　　　　**counseling and testing.**

1   **(e) A person who recklessly violates this section commits a Class**

2   **C misdemeanor.**".

3   Page 2, after line 17, begin a new paragraph and insert:

4   "SECTION 5. IC 16-41-7-5, AS AMENDED BY P.L.1-1999,

5   SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

6   JULY 1, 2003]: Sec. 5. (a) Except as provided in IC 35-42-1-9 **and**

7   **section 1.5 of this chapter,** a person who recklessly violates or fails to

8   comply with this chapter commits a Class B misdemeanor.

9   (b) Each day a violation continues constitutes a separate offense.".

10   Renumber all SECTIONS consecutively.

(Reference is to SB 307 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 1.

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Miller   **Chairperson**